

**WARREN COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
FRIDAY, JUNE 16, 2006**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. William Thomas presiding.

Salute to the flag was led by Supervisor Tessier.

Roll called, the following members present:

Supervisors Gabriels, Monroe, Girard, Sheehan, Mason, O'Connor (entered at 10:05 a.m.), Kenny, Belden, Bentley, W. Thomas, Tessier, Merlino, Stec, Champagne, VanNess, Barody, F. Thomas, Haskell, and Geraghty - 19.

Absent: Supervisor Caimano - 1

Motion was made by Mr. Belden, seconded by Mr. Merlino and carried unanimously, to approve the minutes of the May 12, 2006 Board Meeting and the June 6, 2006 Special Board Meeting, subject to correction by the Clerk.

Chairman Thomas noted next was the presentations to winners of the anti-smoking art works from local schools. Privilege of the floor was extended to Daniel Durkee, Public Health Educator, who spoke regarding the Tar Wars program. He explained that Health Services had teamed up with the American Academy of Family Physicians to present an anti-tobacco campaign to the schools. Mr. Durkee stated the Poster Contest was open to fourth and fifth grade students in Warren County. He added the Poster had to be creative and original artwork and it had to provide a positive message as to why a person would not smoke.

Mr. Durkee presented a power point presentation which outlined statistics on tobacco use and showed the various posters entered in the contest, a copy of which is on file with the minutes. Mr. Durkee announced the winners and Chairman Thomas presented certificates to those students present. The board responded with applause.

Chairman Thomas introduced Margaret Sing Smith, Youth Bureau Director, who discussed the Youth Court Program. Mrs. Smith apprised she wanted to recognize members of the Warren County Youth Court that were present. She noted that the Warren County Youth Court was an alternative for the justice system with a strong focus on positive youth development and the strength and needs of all youth. She added that the Youth Court was both led and driven by young people.

Chairman Thomas presented certificates to the members of the Warren County Youth Court that were present and the board responded with applause.

Mrs. Smith extended privilege of the floor to Kathryn Barnard, Youth Court Coordinator. Ms. Barnard presented a power point presentation which reviewed the highlights and important outcomes of the Youth Court Program, a copy of which is on file with the minutes.

Chairman Thomas acknowledged the City of Glens Falls Mayor, Roy Akins, was

present and welcomed him to the meeting.

Chairman Thomas extended privilege of the floor to Eileen Reardon, Executive Director of the American Red Cross, who had requested permission to address the board.

Ms. Reardon apprised the American Red Cross provided programs in health and safety and had provided training in life saving skill courses, such as first aid and CPR (Cardio-Pulmonary Resuscitation) to over 14,000 people a year. She added that they collected over 15,000 units of blood in their jurisdiction each year. She noted that this year they were collaborating with the Glens Falls School District in writing a grant to expand their youth programs.

Ms. Reardon expounded that the American Red Cross had only nine staff members, but there were 750 volunteers. She stated that this year they were focusing on the needs within Warren County and thinking about adding a transportation program as well. She said when talking about disaster preparedness and response and looking back over the past year, there were a number of disasters within Warren County, all of which the American Red Cross were involved in. She noted that the American Red Cross was not only a partner with each individual town but also with the County Emergency Response Plan. She added that all of this was a financial strain to the Chapter and they relied heavily upon the American people to help with monetary contributions.

Ms. Reardon said that the American Red Cross had decided to work with each individual town to do community disaster education, which would build up the human resource capacity within a town to respond much quicker to a disaster. She stated she hoped to have support from the board members and possibly investments in the near future, which would help not only the past recipients, but the future recipients as well.

Mr. O'Connor commented that the organization was fantastic. He referred to a post card writing campaign that the American Red Cross sent out each year requesting monetary support. He advised that those requests should be sent out in July or August when the board members began the budget process, rather than in the fall when they were voting on the budget.

Chairman called for reports by Committee Chairmen on past activities and the following Committee Chairmen or Vice-Chairmen presented verbal reports on June meetings or activities:

Supervisor VanNess, Fire Prevention & Control; Supervisor Champagne, Community College; Supervisor Haskell, County Facilities; Supervisor Stec, Planning & Community Development; Supervisor Sheehan, Support Services; Supervisor Monroe, Solid Waste and Recycling; Supervisor Kenny, Occupancy Tax Coordination.

Chairman Thomas asked Marv Lemery, Warren County Fire Coordinator, to give the

board members an update on the two Fire Conventions, the Hudson Valley Firemen's Convention and the New York State Fire Chiefs Association Conference, going on in the County. Mr. Lemery apprised that Chairman Thomas and he had attended the opening ceremonies for the Hudson Valley Firemen's Convention at the Great Escape Lodge and the New York State Fire Chiefs Association Conference at the Fort William Henry and noted they each had addressed the conventioners at both ceremonies. He added both conventions were going very well and suggested that the board members try to get to Exit 19 to view the live burn training at the former Howard Johnson's Motel.

Chairman called for reading of communications.

Clerk read communications, including the following:

Minutes from:

- Office of Community Services for Warren & Washington Counties, as well as the MRDD and Youth Subcommittees;
- Soil & Water Conservation;
- Warren County Planning Board;
- Inter County Solid Waste Coordinating Committee;
- Warren-Washington Counties IDA.

Monthly Reports from:

- Probation;
- Weights & Measures.

Annual Report from:

- GHI (Group Health Incorporated).

Governor's Office for Small Cities, notices of successful completion of small cities projects for 2000 and 2003.

NYMIR, 2005 accounting statement and Spring 2006 newsletter.

NYS Office for the Aging, notice of approval of Annual Implementation Plan and Applications for State Aid under the Title III Programs.

NYSAC, acknowledgment of Resolution Nos. 344 through 353 of 2006.

Senator Little, acknowledgment of Warren County Resolution No. 309 of 2006, Opposing Closure of Snowmobile Trails and reduction of campsites in the Moose River Plains Wild Forest and request for support of legislation limiting the APA's ability to impose new rules on campgrounds within the Adirondack Park.

Town of Queensbury, Zoning Board of Appeals Agenda for June 21, 2006 and Planning Board Agenda for June 20, 2006.

Adirondack Park Local Government Review Board, Resolution Nos. 3, 4 and 5 of 2006.

NYS DOT, regarding Rte 9 and 254 intersection improvement project.

Assemblywoman Sayward, letter to the NYS Dept. of Health in support of the relocation of the Meal Site to the Countryside Adult Home.

Intercounty Legislative Committee, Resolution No. 8 of 2006, Urging Prohibition of EnCon's use of eminent domain in any final open space land acquisition plan.

Administrative Judge Caruso, stating interest on the part of the Unified Court System to move forward with plans to expand the court area to the second floor of the Municipal Center.

Capital District Regional Off-Track Betting Corp., May surcharge of \$18,665.

Tom Haley, letter of resignation from the Warren County Planning Board.

Mr. Haskell, Supervisor for the Town of Thurman, relative to disclosure of an application to Warren County LDC (Local Development Corporation) filed by his son, stating he has no conflict of interest and will abstain from voting on any matters relating to this issue.

Communications, resolutions and reports ordered placed on file.

Paul Dusek, County Attorney, requested permission to address the board members in regards to the letter from Supervisor Haskell. He apprised that the Governor's Office for Small Cities Grant Program, following the HUD (Housing and Urban Development) Regulations, had found a technical conflict due to the family tie relationship in the application. He added that Mr. Haskell had indicated in the letter that he was not supporting his son financially and he would not be receiving any financial benefit from the business. He stated that because the HUD Regulations that controlled these type of loans had that qualifying part of the regulation, they would need to apply for a waiver of that conflict. He said as part of that waiver process, Mr. Haskell had to write that letter and have it read at the meeting for public record.

Chairman called for reading of resolutions and discussion.

Mrs. Sady reported that Resolution Nos. 378 through 442 were mailed and a motion

to bring Resolution Nos. 377 and 443 through 449 to the floor was necessary. Motion was made by Mr. Stec, seconded by Mr. VanNess, and carried unanimously, to bring Resolution Nos. 377 and 443 through 449 to the floor.

Mrs. Sady noted Resolution No. 382 was mailed and subsequently amended to remove the wording "Town of" before North Creek and a motion to amend Resolution No. 382 was necessary. Motion was made by Mr. Stec, seconded by Mr. Belden, and carried unanimously to amend Resolution No. 382 of 2006 as outlined.

Chairman Thomas called for a vote on the resolutions.

Resolution Nos. 377 through 449 were approved. Certificate of Appointments, naming members to the Saratoga-Warren-Washington Counties Workforce Investment Board, were submitted.

Chairman Thomas announced there would be a LDC (Local Development Corporation) meeting following the board meeting. He also referred to Resolution No. 379, Supporting North Creek Celebration of the Future, and he believed all of the Supervisors had received their invitations to attend. He acknowledged Woody Widlund was in attendance and had been very instrumental in helping the Town of Johnsburg progress.

Mr. Monroe apprised that the Adirondack Park Agency (APA) Act provided that there would be five Resident Commissioners, three appointed by the Governor from outside the Adirondacks and three State Agency Designees. He noted there had been one vacancy of a Resident seat for over a year that still had not been filled, which had been an Essex County seat. He added that there had always been a Warren County seat, and recently Commissioner Deanne Rehm had resigned from that seat, leaving two vacancies. He stated that Commissioner Frank Mezzano had indicated he would be resigning as well. He said they would be down 40% strength on their Resident Commissioners.

Mr. Monroe expounded there seemed to be a deadlock between the Governor's Office and the Legislature. He asked for the support of the board to pass a resolution requesting the Governor to promptly fill those vacant seats; otherwise, the intent of the Legislature in creating the APA Act was not being fulfilled because they did not have full strength of Resident Commissioners.

A motion was made by Mr. Monroe, seconded by Mr. Haskell and carried unanimously to suspend the rules and to authorize a resolution requesting the Governor to promptly fill the three vacant Resident Commissioner seats on the APA Board. Clerk noted this would be Resolution No. 450 for the record.

Resolution No. 450 was approved.

Chairman Thomas said that prior to adjourning for the day, he would like to request an executive session to discuss possible litigation.

A motion was made by Mr. Haskell, seconded by Mr. F. Thomas and carried unanimously to declare an executive session pursuant to Section 105 (d) of the Public Officers Law.

Executive session was declared from 11:22 a.m. until 11:45 a.m.

Board reconvened. Chairman Thomas announced that no action was taken during the executive session.

There being no further business, on motion by Mr. Stec and seconded by Mr. Bentley, Chairman Thomas adjourned the meeting at 11:46 a.m.